

Attorney Docket No.: 2058.101U\$1 Serial No. not assigned Filing Date: not assigned

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Attorney Docket No.2058.1011791

Schwegman # Lundberg # Woesener # Kluth

# United States Patent Application COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name: that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND COMPUTER SYSTEM FOR DOCUMENT AUTHORING,

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patent ability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patent ability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. 6 1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

Foreign application(s), if any, claiming priority under 35 U.S.C. § 119:

Application Number EP030291990.0

Country

Dav/Month/Year Filed

18/12/2003

European Patent Office

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

No such claim for priority is being made at this time.

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number PCTEP2004053478

Filing Date December 15, 2004

Published as WO2005/059743 A1

I hereby appoint the attorneys associated with the customer number listed below to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

### Customer Number: 50400

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below:

### Customer Number. 50400

made are punishable by f	rue; and further that these statements were	n knowledge are true and that all statements made on in made with the knowledge that willful false statements in 1001 of Title 18 of the United States Code and that s ent issued thereon.	and the like so
Pull Name of joint invent Citizenship: Post Office Address:	Germany Mozarstr. 23 Oftersheim 68723 Germany	Residence: Oftersheim Germany	
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	Gormany	
Signature:	omas Ziegert	Date:

- 1.56 Duty to disclose information material to patentability.
- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent tamination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information laterial to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good with in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to atentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled a withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is incelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim maining under consideration in the application. There is no duty to submit information which is not material to the patentability of any cisting claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by in 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to refully examine:
  - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
  - (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being ade of record in the application, and
  - (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
  - (2) It refutes, or is inconsistent with, a position the applicant takes in:
    - (i) Opposing an argument of unpatentability relied on by the Office, or
    - (ii) Asserting an argument of patentability.

prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the eponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the ecification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of tentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application:
  - (2) Bach attorney or agent who prepares or prosecutes the application; and
  - (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, ent, or inventor.

Page 1 of 4

Attorney Docket No.2058.101US1

SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

# United States Patent Application COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: <u>METHOD AND COMPUTER SYSTEM FOR DOCUMENT AUTHORING</u>,

the specification of which was filed on June 16, 2006 as application serial no. 10/583,184.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patent ability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patent ability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. § 1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

Foreign application(s), if any, claiming priority under 35 U.S.C. § 119:

Application Number EP030291900 Country

Day/Month/Year Filed

European Patent Office

18/12/2003

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

No such claim for priority is being made at this time.

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Application Number PCTEP2004053478

Filing Date
December 15, 2004

Status Unfiled Attorney Docket No.: 2058.101US1 Serial No. not assigned Filing Date: not assigned

Signature:

Samuel Rethore

I hereby appoint the attorneys associated with the customer number listed below to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

# **Customer Number: 50400**

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below:

## Customer Number. 50400

belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and

made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. Full Name of joint inventor number 1: **Marcus Lauff** Citizenship: Germany Residence: Oftersheim Germany Post Office Address: Mozarstr. 23 Oftersheim 68723 Germany Signature: Marcus Lauff Full Name of joint inventor number 2: Florent Nicoulaud Residence: Juan-Les-Pins France Citizenship: France Post Office Address: Avenue du Docteur Fabre Juan-Les-Pins 06160 France Signature: Florent Nicoulaud Full Name of joint inventor number 3: Samuel Rethore Citizenship: France Residence: Valbonne France Post Office Address: 3, rue Henri Barbara Valbonne 06560 France

Attorney Docket No.: 2058.101US1 Serial No. 10/583,184 Filing Date: June 16, 2006

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Signature:	<b></b> ,	Date:
	homas Ziegert	
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Attorney Docket No.: 2058.101US1 Serial No. 10/583,184 Filing Date: June 16, 2006

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  - (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
  - (2) It refutes, or is inconsistent with, a position the applicant takes in:
    - (i) Opposing an argument of unpatentability relied on by the Office, or
    - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
  - (1) Each inventor named in the application:
  - (2) Each attorney or agent who prepares or prosecutes the application; and
  - (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.